

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

JAMES E. DAVIS, INDIVIDUALLY AND
FRANCOIS KOHLMAN, INDIVIDUALLY AND
ON BEHALF OF ALL OTHERS SIMILARLY
SITUATED

PLAINTIFFS

VS.

CAUSE NO. 3:11-CV-093-MPM-SAA

ACA FINANCIAL GUARANTY
CORPORATION, and
JOHN DOES One through Ten

DEFENDANTS

MOTION TO WITHDRAW

COMES NOW William Quin, II and Stephen Montagnet, III and respectfully move the Court for leave to withdraw as counsel for the Plaintiffs in the captioned matter. As grounds for this Motion, Movants state the following:

1. Attorney Jesse Mitchell, III is counsel of record for the Plaintiffs, has represented the Plaintiffs throughout this action, and until recently practiced with Mr. Quin and Mr. Montagnet at the law firm of McCraney Montagnet & Quin, PLLC. However, as of July 14, 2012, Mr. Mitchell moved his practice to The Mitchell Firm, PLLC and will continue as counsel in this matter along with The Mitchell Firm, PLLC.

2. Mr. Quin and Mr. Montagnet will no longer represent the Plaintiffs and desire to withdraw as counsel.

3. The Plaintiffs are aware of the requested withdrawals and desire that the motion be granted. As required by Local Rule 83.1 (b)(3), this motion is duly noticed to all parties and their counsel of record.

4. Neither the Plaintiffs nor the Defendants will be prejudiced by the requested withdrawal.

WHEREFORE, PREMISES CONSIDERED, William Quin, II and Stephen Montagnet, III move the court to grant them leave to withdraw as counsel in this matter for the Plaintiffs who will continue to be represented by counsel of record, Jesse Mitchell III.

This, the 7th day of August, 2012.

Respectfully submitted,

/s/ William Quin II
William M. Quin II (MB# 10834)

/s/ O. Stephen Montagnet III
O. Stephen Montagnet (MB# 10049)

/s/ Jesse Mitchell, III
Jesse Mitchell, III (MB #103020)

ATTORNEYS FOR PLAINTIFF

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CERTIFICATE OF SERVICE

I hereby certify that on August 7, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record and mailed the same to the below individuals/parties via U.S. Mail.

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Respectfully submitted,

/s/ William Quin, II